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Attorney for Defendant
DERWIN WADE McCOWAN

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,)	No. Cr. F 02-5368 OWW
)	
Plaintiff,)	STIPULATION TO CONTINUE HEARING ON
)	MOTION REDUCE SENTENCE PURSUANT TO
v.)	18 U.S.C. § 3582(c)(2); [lodged]
)	ORDER
DERWIN WADE McCOWAN,)	
)	<u>RETROACTIVE CRACK COCAINE</u>
Defendant.)	<u>REDUCTION CASE</u>
)	

Defendant, DERWIN WADE McCOWAN, by and through his attorney,
Assistant Federal Defender David M. Porter, and plaintiff, UNITED
STATES OF AMERICA, by and through its counsel, Assistant U.S. Attorney
Laurel Jackson Montoya, hereby stipulate the hearing on Mr. McCowan's
motion to reduce his sentence pursuant to 18 U.S.C. § 3582(c)(2) be
continued from December 15, 2008, to Monday, January 12, 2009, at 9:00
a.m., in light of the parties' efforts to reach a stipulated resolution

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of the motion.

Dated: December 8, 2008

Respectfully submitted,

McGREGOR SCOTT
United States Attorney

DANIEL J. BRODERICK
Federal Defender

/s/ Laurel Jackson Montoya
LAUREL JACKSON MONTOYA
Assistant U.S. Attorney

/s/ David M. Porter
DAVID M. PORTER
Assistant Federal Defender

Attorney for Plaintiff
UNITED STATES OF AMERICA

Attorney for Movant
DERWIN WADE McCOWAN

ORDER

Pursuant to the parties' stipulation, and good cause appearing therefor, the hearing on Mr. McCowan's motion to reduce his sentence is **CONTINUED** from December 15, 2008, to **Monday, January 12, 2009, at 9:00 a.m.** Defendant's reply brief is due January 5, 2009.

IT IS SO ORDERED.

Dated: December 8, 2008

/s/ Oliver W. Wanger
UNITED STATES DISTRICT JUDGE